



Practitioner's Docket No. 17396/09015

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Maurice R. De Billot, Schalk Van Wyk, Theunis E.M. Odendaal, Dennis Paul Phillion, Jeffrey S. Coultas, Ernest F. Sanders, Greg A. Penner, Jawed Asrar, and Michael K. Stern

Application No.: 10/026,301

Group No.: 1616

Filed: 12/19/2001

Examiner: Alton N. Pryor

For: METHOD OF IMPROVING YIELD AND VIGOR OF PLANTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME (37 C.F.R. § 1.136(a))

1. This is a petition for an extension of the time for a total period of one month to Request for Continued Examination.
2. A response in connection with the matter for which this extension is requested is filed herewith.
3. Applicant is other than a small entity.
4. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(5)):

Extension:
one month

Fee for other than small entity:
\$110.00

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☒ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

☐ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____

Date:

6/22/04

Signature

Debra Dunn-Brown

Debra Dunn-Brown

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Fee \$110.00

If an additional extension of time is required, please consider this a petition therefor.

Extension fee due with this request \$110.00

5. Extended period for response

Based on the extension requested in this petition (and that for which a previous petition has been filed, if any), the extended period for response will expire on June 26, 2004.

6. Fee Payment

Attached is Check No. 24714 in the amount of \$880.00. This includes a payment of \$770 fee for Request for Continued Examination (RCE).

Charge any additional fees required by this paper or credit any overpayment to Account No. 50-2548.

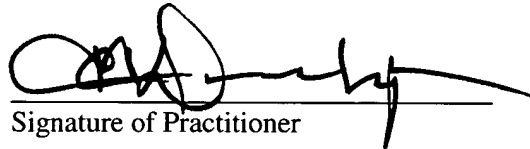
A duplicate copy of this paper is attached.

Date:

June 22, 2004

Reg. No.: 35,124

Tel. No.: 864-250-2238



Signature of Practitioner

Charles E. Dunlap
Nelson Mullins Riley & Scarborough, LLP
1320 Main Street -17th Floor
Columbia, SC 29201